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12 ENGINEERING & MANUFACTURING NORTH
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14 U.S.A., INC.

15
16 **UNITED STATES DISTRICT COURT**
17
18 **CENTRAL DISTRICT OF CALIFORNIA - SOUTHERN DIVISION**

19
20 IN RE: TOYOTA MOTOR CORP.
21 UNINTENDED ACCELERATION
22 MARKETING, SALES PRACTICES,
23 AND PRODUCTS LIABILITY
24 LITIGATION

25 CASE NO: 8:10ML2151 JVS (FMOx)

26 This Document Relates To:
27 CASE NO: SACV 10-00626 JVS (FMOx)

28 DON GURESKI and CAROL
29 GURESKI,

30 Plaintiffs,

31 v.

32 TOYOTA MOTOR NORTH
33 AMERICA, INC., TOYOTA MOTOR
34 ENGINEERING &
35 MANUFACTURING NORTH
36 AMERICA, INC., and TOYOTA
37 MOTOR SALES, U.S.A., INC.,

38 Defendants.

SACV 10-00626 JVS (FMOx)***

**ORDER FOR DISMISSAL WITHOUT
PREJUDICE**

**[FILED CONCURRENTLY WITH
STIPULATION OF DISMISSAL
WITHOUT PREJUDICE]**

ORDER OF DISMISSAL

Plaintiffs Don Gureski and Carol Gureski and Defendants Toyota Motor North America, Inc., Toyota Motor Engineering & Manufacturing North America, Inc., and Toyota Motor Sales, U.S.A., Inc., having jointly stipulated to the dismissal of the claims in this proceeding, and the Court being duly advised thereof, it is hereby:

ORDERED AND ADJUDGED that all claims asserted in this action by Plaintiffs in the above-entitled cause shall be dismissed without prejudice, each party to bear their respective costs of litigation, attorneys' fees and expenses.

SO ORDERED THIS 29th day of June, 2010.

James V. Nelson

Honorable James V. Selna
Judge of the United States District Court

Respectfully submitted,

DATED: June 23, 2010

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/s/

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NORTH AMERICA, INC., TOYOTA MOTOR
ENGINEERING & MANUFACTURING NORTH
AMERICA, INC., AND TOYOTA MOTOR SALES,
U.S.A., INC.

PROOF OF SERVICE

I, Cynthia A. Chapman, declare:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Alston & Bird LLP, 333 South Hope Street, Sixteenth Floor, Los Angeles, CA 90071. I am over the age of eighteen years and not a party to the action in which this service is made.

On June 23, 2010, I served the document(s) described as **[PROPOSED] ORDER FOR DISMISSAL WITHOUT PREJUDICE** on the interested parties in this action by enclosing the document(s) in a sealed envelope addressed as follows: **See Attached Service List**

- BY MAIL: I am "readily familiar" with this firm's practice for the collection and the processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, the correspondence would be deposited with the United States Postal Service at 333 South Hope Street, Los Angeles, California 90071 with postage thereon fully prepaid the same day on which the correspondence was placed for collection and mailing at the firm. Following ordinary business practices, I placed for collection and mailing with the United States Postal Service such envelope at Alston & Bird LLP, 333 South Hope Street, Los Angeles, California 90071.
- BY FEDERAL EXPRESS UPS NEXT DAY AIR OVERNIGHT DELIVERY: I deposited such envelope in a facility regularly maintained by FEDERAL EXPRESS UPS Overnight Delivery [specify name of service:] with delivery fees fully provided for or delivered the envelope to a courier or driver of FEDERAL EXPRESS UPS OVERNIGHT DELIVERY [specify name of service:] authorized to receive documents at Alston & Bird LLP, 333 South Hope Street, Los Angeles, California 90071 with delivery fees fully provided for.
- BY FACSIMILE: I telecopied a copy of said document(s) to the following addressee(s) at the following number(s) in accordance with the written confirmation of counsel in this action.
- BY ELECTRONIC MAIL TRANSMISSION WITH ATTACHMENT: On this date, I transmitted the above-mentioned document by electronic mail transmission with attachment to the parties at the electronic mail transmission address set forth on the attached service list.
- [State] I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
- [Federal] I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 23, 2010 , at Los Angeles, California.

Cynthia A. Chapman

1 ***Don Gureski and Carol Gureski v Toyota Motor North America, Inc., et al.***
2 Case No.: SACV 10-00626 JVS (FMOx)

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